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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ROBERT O. GILMORE, et al.,  
Plaintiffs,  
v.  
STATE OF CALIFORNIA, et al.,  
Defendants.

No. C 66-45878 SI

**STIPULATION AND [PROPOSED]  
ORDER TO EXTEND DATE FOR  
FILING MOTION FOR  
ATTORNEY'S FEES**

**Local Rules 6-1(b), 6-2**

1 THE PARTIES, BY AND THROUGH THEIR COUNSEL, HEREBY STIPULATE  
2 AND AGREE AS FOLLOWS:

3 1. On April 20, 2010, this Court issued its order granting defendants' motion  
4 to terminate the injunction and ending this Court's jurisdiction in this matter.

5 2. Under Local Rule 54-5(a), plaintiffs are required to move for an award of  
6 attorney's fees within 14 days of entry of judgment by the District Court, unless  
7 otherwise ordered by the Court after a stipulation or motion to enlarge time.

8 3. Local Rule 54-5(b) requires the plaintiffs to make a good faith effort to  
9 meet and confer with defendants in an effort to resolve any fee disputes before filing a  
10 motion for attorney fees.

11 4. The parties initiated the meet and confer process on April 21, 2010.  
12 Declaration of Alison Hardy in Support of Stipulated Request, ¶¶ 3-5. The parties agree  
13 that some fee disputes may be resolved, and that additional time is necessary for the  
14 parties to adequately prepare the billing records for the lengthy litigation and to  
15 competently meet and confer regarding plaintiffs' fee request.

16 5. As this Court has granted defendants' motion to terminate, enlarging time  
17 to permit the parties to negotiate a possible fee agreement will have no effect on the case  
18 itself.

19 6. The parties jointly seek to extend the date for filing plaintiffs' motion for  
20 attorney's fees so that the parties may meet and confer to narrow the scope of, or possibly  
21 avoid entirely, plaintiff's motion. Accordingly, the parties jointly request that the time  
22 for filing plaintiff's motion be enlarged by 90 days, making it due on July 19, 2010.

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1 **IT IS SO STIPULATED.**

2 Dated: April 23, 2010


3 By: /s/ Alison Hardy  
4 ALISON HARDY  
5 Prison Law Office  
6 Attorney for Plaintiffs

7 Dated: April 23, 2010

8 By: /s/ Damon McClain  
9 Damon McClain  
10 Deputy Attorney General  
11 Attorney for Defendants

12 **IT IS SO ORDERED.**

13 DATED: \_\_\_\_\_

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15 Hon. SUSAN ILLSTON  
16 United States District Court  
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